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Recy
RCE

Atty. Dkt. No. 047711-0221

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ronald J. Lebel et al.
Title: AMBULATORY MEDICAL APPARATUS WITH HAND HELD COMMUNICATION DEVICE
Appl. No.: 09/768,196
Appl. Filing Date: 01/22/2001
Examiner: Matthew F. Desanto
Art Unit: 3763

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.	
EL 857529242 US (Express Mail Label Number)	May 1, 2003 (Date of Deposit)
Beatriz Valencia (Printed Name)	
<i>beatriz valencia</i>	

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

RECEIVED

MAY 12 2003

TECHNOLOGY CENTER R3700

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

Please enter and consider the amendment/reply previously filed on March 26, 2003.

Please consider the Affidavit(s)/Declaration(s) previously filed on August 9, 2001.

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Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ____.

Other ____.

b. Enclosed are:

Amendment/Reply.

Affidavit(s)/Declaration(s).

Information Disclosure Statement.

Form PTO-1449 with copies of ____ listed reference(s).

Other .

Miscellaneous:

Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$750.00	\$750.00
Total Claims:	11	—	16	= 0 x \$18.00 =	\$0.00
Independents:	2	—	3	= 0 x \$84.00 =	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00 =	\$0.00
				CLAIMS FEE TOTAL: =	\$750.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Extension for response filed within the first month:	\$110.00	\$110.00
[] Extension for response filed within the second month:	\$410.00	\$0.00
[] Extension for response filed within the third month:	\$930.00	\$0.00
[] Extension for response filed within the fourth month:	\$1,450.00	\$0.00
[] Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:		\$110.00
CLAIMS AND EXTENSION FEE TOTAL:		\$860.00
[] Small Entity Fees Apply (subtract ½ of above):		\$0.00
[] Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:		\$860.00

[X] A check in the amount of \$860.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date

May 1, 2003

FOLEY & LARDNER
Customer Number: 23392



23392

PATENT TRADEMARK OFFICE

Telephone: (310) 975-7963
Facsimile: (310) 557-8475

Respectfully submitted,

By

Ted R. Rittmaster
Attorney for Applicant
Registration No. 32,933